

THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 6518 of 2007

ORDER: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed challenging the order dated 27.11.2006 passed by the A.P. Administrative Tribunal in O.A. No. 5845 of 2006.

The petitioner herein filed the said O.A. challenging the proceedings in Rc.No. A1/613/2006 dated 18.8.2006 issued by the 2nd respondent herein whereby the petitioner has been kept under suspension on the allegation that he has drawn double salary by misguiding the Medical Officer. After perusing the material available on record, the Tribunal dismissed the said O.A. Aggrieved, the petitioner filed this writ petition.

Heard the learned counsel for the parties and perused the material available on record.

The case of the petitioner is that on false allegations he has been placed under suspension without affording him any opportunity to represent his case and therefore the said order of suspension is illegal and arbitrary. However, the material available on record goes to show that disciplinary proceedings are contemplated against the petitioner alleging that he has drawn double salary by misguiding the Medical Officer from March 2005 to November 2007. The Tribunal perused the file and came to the conclusion that there is prima facie material to show that the petitioner was preparing the pay bills and placing them before the Medical Officer and obtaining his

order to draw the salaries and that a sum of Rs.7,750/- was credited during March, 2005 to the individual account of the petitioner and an amount of Rs.5,880/- was transferred from the account of the Drawing and Disbursing Officer to the individual account of the petitioner and that there are serious allegations. In view of the nature of the allegations and in view of Rule 8 of the A.P.C.S. (CC&A) Rules enabling the authorities to keep a Government servant under suspension pending disciplinary proceedings and as disciplinary proceedings are contemplated in this case and there is no misuse of the discretionary power, the Tribunal rightly dismissed the O.A. filed by the petitioner challenging the order of suspension and this Court does not find any illegality or irregularity in the order passed by the Tribunal warranting interference of this Court.

There is no merit in this writ petition. It is accordingly dismissed.

T. MEENA KUMARI,

J.

G. CHANDRAIAH, J.

Date: 19-06-2007.

MVB.